

Practitioner's Docket No. 1991.01

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lawrence Martin  
 Serial No.: 10/604,810  
 Filing Date: 08/19/2003  
 Title: Hand-Held Fluid Analyzer

Examiner: Brian J. Sines  
 Art Unit: 1743  
 Confirmation No.: 1809

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

## POWER OF ATTORNEY BY ASSIGNEE

(REVOCATION OF PRIOR POWERS)

37 C.F.R. § 3.71(b)(1)

As an authorized representative to act on behalf of the assignee for the above identified patent,

## REVOCATION OF PRIOR POWERS OF ATTORNEY

I hereby revoke all powers of attorney previously given and

## NEW POWER OF ATTORNEY

I hereby appoint the following practitioners to prosecute and transact all business in the Patent and Trademark Office under:

## CUSTOMER NO. 21,901

## SEND CORRESPONDENCE TO:

Smith & Hopen, P.A.  
 180 Pine Avenue  
 Oldsmar, FL 34677  
 Customer No.: 21,901

## DIRECT TELEPHONE/EMAIL TO:

Thomas E. Toner  
 tom.toner@smithhopen.com  
 (813) 925-8505

CERTIFICATE UNDER 37 CFR 3.73(b)

Akers Acquisition Sub, Inc. certifies that they are the owner of the entire right, title, and interest in the patent application identified above by virtue of an assignment to Akers Acquisition Sub, Inc. dated January 22, 2007 by assignor Lawrence Martin, recorded in the United States Patent and Trademark Office at Reel/Frame 018850/0517 on February 5, 2007, a copy of which is attached hereto.

The undersigned has reviewed all the documents in the chain of title of the patent application identified

*Power of Attorney by Assignee for USSSN 10/604,810 - Page 1 of 2*

above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

**AKERS ACQUISITION SUB, INC.**

Date: 11 SEPTEMBER, 2007

  
Name: Raymond F. Akers, Jr., Ph.D.  
Title: Chief Executive Officer

Power of Attorney by Assignee for USSN 10/604,810 - Page 2 of 2

USPTO

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TO: JAMES M. SINGER COMPANY: 500 GRANT STREET



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEBRUARY 05, 2007

PTAS

\*500217983A\*

JAMES M. SINGER  
500 GRANT STREET  
PITTSBURGH, PA 15219

\*500217983A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 02/05/2007

REEL/FRAME: 018850/0517  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 114742.9

## ASSIGNOR:

MARTIN, LAWRENCE

DOC DATE: 01/22/2007

## ASSIGNEE:

AKERS ACQUISITION SUB, INC.  
201 GROVE ROAD  
THOROFARRE, NEW JERSEY 08086

SERIAL NUMBER: 10604810

FILING DATE: 08/19/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: HAND-HELD FLUID ANALYZER

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## PATENT ASSIGNMENT

Electronic Version v1.1  
Stylesheet Version v1.102/05/2007  
500217983

SUBMISSION TYPE:	NEW ASSIGNMENT											
NATURE OF CONVEYANCE:	ASSIGNMENT											
CONVEYING PARTY DATA												
<table border="1"> <tr> <td>Name</td> <td>Execution Date</td> </tr> <tr> <td>Lawrence Martin</td> <td>01/22/2007</td> </tr> </table>		Name	Execution Date	Lawrence Martin	01/22/2007							
Name	Execution Date											
Lawrence Martin	01/22/2007											
RECEIVING PARTY DATA												
<table border="1"> <tr> <td>Name:</td> <td>Akers Acquisition Sub, Inc.</td> </tr> <tr> <td>Street Address:</td> <td>201 Grove Road</td> </tr> <tr> <td>City:</td> <td>Thorofare</td> </tr> <tr> <td>State/Country:</td> <td>NEW JERSEY</td> </tr> <tr> <td>Postal Code:</td> <td>08086</td> </tr> </table>			Name:	Akers Acquisition Sub, Inc.	Street Address:	201 Grove Road	City:	Thorofare	State/Country:	NEW JERSEY	Postal Code:	08086
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PROPERTY NUMBERS Total: 1												
<table border="1"> <tr> <td>Property Type</td> <td>Number</td> </tr> <tr> <td>Application Number:</td> <td>10604810</td> </tr> </table>		Property Type	Number	Application Number:	10604810							
Property Type	Number											
Application Number:	10604810											
CORRESPONDENCE DATA												
Fax Number: (412)281-0717 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> Phone: 412-454-5000 Email: docket@pgph@pepperlaw.com Correspondent Name: James M. Singer Address Line 1: 500 Grant Street Address Line 4: Pittsburgh, PENNSYLVANIA 15219												
ATTORNEY DOCKET NUMBER:		1147429										
NAME OF SUBMITTER:		James M. Singer										
Total Attachments: 2 source=Assignment#page1.tif source=Assignment#page2.tif												

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**PATENT APPLICATION ASSIGNMENT**

THIS ASSIGNMENT (the "*Assignment*") this 22nd day of January, 2007, is made by Lawrence Martin, an individual residing in the State of Florida, (the "*Assignor*").

**BACKGROUND**

WHEREAS, Assignor is the inventor of a certain new and useful invention as set forth and disclosed in a non-provisional application for United States Letters Patent, entitled **HAND-HELD FLUID ANALYZER**, filed August 19, 2003, as Application Serial No. 10/604,810 (hereinafter the "*Invention*"); and

WHEREAS, Assignor and Akers Acquisition Sub, Inc., a New Jersey corporation, (the "*Assignee*") are parties to that certain Purchase Agreement by and among Assignor, Assignee, Akers Biosciences, Inc., a New Jersey corporation, and Bout Time Marketing, LLC, a Florida limited liability company, of even date herewith (the "*Purchase Agreement*") pursuant to which Assignor has agreed, among other things, to sell, assign, transfer and set over the Invention unto Assignee.

**TERMS**

NOW, THEREFORE, for good and valuable consideration set forth in the Purchase Agreement, the receipt for and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign, transfer and set over unto Assignee, its legal representatives, successors, and assigns, the entire right, title and interest in and to said Invention as set forth in the above-mentioned application, including any applications which claim priority to the above referenced application, any applications to which the above referenced applications claim priority, and any continuations, continuations-in-part, divisions, reissues, re-examinations or extensions thereof, and in and to any and all patents of the United States and foreign countries which may be issued for said Invention;

UPON SAID CONSIDERATION, Assignor shall not execute any writing or do any act whatsoever conflicting with the terms and conditions of this Assignment, and that Assignor will, at any time upon request, without further or additional consideration, but at the expense of said Assignee, execute such additional assignments and other writings and do such additional acts as said Assignee may deem necessary or desirable to perfect the Assignee's enjoyment of this grant, and render all necessary assistance in making application for or obtaining original, divisional, continuations, continuations-in-part, reexamined, reissued, or extended Letters Patent of the United States or of any and all foreign countries on said Invention, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving testimony in any and all proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind and inure to the benefit of the assigns and legal representatives of Assignor and Assignee;

Further, Assignor hereby requests that any Patents that may be issued for said Invention be issued to said Assignee, its legal representatives, successors or assigns, as the sole owner of the entire right, title and interest in and to said patent and the invention covered thereby.

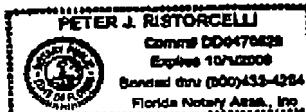
IN WITNESS WHEREOF, the Assignor has duly executed this Assignment as of the date first written above.

ASSIGNOR

Larry Martin

STATE OF FLORIDA) SS:  
 )COUNTY OF PINELLA

On this 22<sup>nd</sup> day of JANUARY, 2007, before me, a Notary Public, personally appeared Lawrence Martin, known to me (or satisfactorily proven) to be the person named in the within instrument and acknowledged that he executed the same for the purposes therein contained.



(Place Notary Seal Above)

WITNESS my hand and official seal.

Signature of Notary Public